

RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: APRIL 19, 2005

- CALL TO ORDER

MINUTES:

PRESENT: COUNCILMEMBERS WOLFSON and TARKANIAN

Also Present: DEPUTY CITY MANAGER STEVE HOUCHENS, CHIEF DEPUTY CITY ATTORNEY VAL STEED, and DEPUTY CITY CLERK GABRIELA PORTILLO-BRENNER

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

ANNOUNCEMENT MADE - meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(4:01 - 4:02)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 19, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-17 - Annexation No. ANX-5329 - Property location: On the southeast corner of Jones Boulevard and Madre Mesa Drive; Petitioned by: S. F. Investments, LLC; Acreage: 2.42 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Lawrence Weekly

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the southeast corner of Jones Boulevard and Madre Mesa Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (April 29, 2005) is set by this ordinance.

NOTE: This annexation was approved earlier as Bill No. 2005-1, but was not recorded by the recordation date established in the ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2005-17 and Location Map

MOTION:

COUNCILWOMAN TARKANIAN recommended Bill No. 2005-17 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILMAN WOLFSON declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED stated this is a standard annexation being repeated because the previously approved ordinance was not recorded in time. The matter is in order.

ARLON SIBERT, 5980 West Alfred Drive, appeared on behalf of the residents in Hillcrest Manor and in the surrounding unincorporated area. In January, a petition was submitted with 218 subsequent signatures against the annexation. The residents remain opposed to the annexation.

CHIEF DEPUTY CITY ATTORNEY STEED outlined the annexation process which will be followed by the land use issue. During the related land use issues, the residents will have an opportunity to be heard. MR. SIBERT indicated that he understood the future process.

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MINUTES - Continued:

COUNCILMAN WOLFSON declared the Public Hearing closed.

(4:02 - 4:04)

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RECOMMENDING COMMITTEE MEETING OF: APRIL 19, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-18 - Updates the City's drought plan ordinance to reflect a change in terminology from "drought emergency" to "drought critical." Sponsored by: Councilman Larry Brown

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

On March 2, 2005, the City Council approved a revision to the Southern Nevada Water Authority's Drought Plan. Among other things, the revised plan requires a change in terminology from "drought emergency" to "drought critical." This bill will revise the City's drought plan ordinance accordingly.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2005-18

MOTION:

COUNCILWOMAN TARKANIAN recommended Bill No. 2005-18 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILMAN WOLFSON declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED explained that this formality brings the City ordinance into conformance with the drought plan that contained terminology changes and was adopted by the City Council last month.

No one appeared in opposition.

COUNCILMAN WOLFSON declared the Public Hearing closed.

(4:04 - 4:05)

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DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-19 - Adopts the International Energy Conservation Code, 2003 Edition, along with the document entitled "2003 Southern Nevada International Energy Conservation Code Amendments," as replacements for the Model Energy Code, 1992 Edition, and the Supplemental Document amending that code. Proposed by: Paul Wilkins, Director of Building and Safety

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Model Energy Code has been replaced by the International Energy Conservation Code. This bill will adopt the 2003 Edition of the International Energy Conservation Code, along with the document entitled "2003 Southern Nevada International Energy Conservation Code Amendments," in place of the Model Energy Code.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2005-19

MOTION:

COUNCILWOMAN TARKANIAN recommended Bill No. 2005-19 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILMAN WOLFSON declared the Public Hearing open.

PAUL WILKINS, Director of Building and Safety, advised that this bill has been submitted in conjunction and with the cooperation of the Home Builders Association and the other building departments. Staff recommends approval. This bill is more stringent on some energy concerns. CHIEF DEPUTY CITY ATTORNEY VAL STEED clarified with MR. WILKINS that the proposed effective date of August 1 will be presented at the City Council meeting this bill is eligible for adoption.

CONNIE SUCKLING, Southern Nevada Home Builders Association, spoke in support of adoption. The industry thanks MR. WILKINS and his staff for working with it during the long review process.

No one appeared in opposition.

COUNCILMAN WOLFSON declared the Public Hearing closed.

(4:05 - 4:07)

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MINUTES - Continued:

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DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐ **CONSENT**☒ **DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2005-20 - Amends the City's Administrative Code to authorize the implementation of a program for contractor verification regarding the proper installation of water heaters and water softeners. Proposed by: Paul K. Wilkins, Director of Building and Safety

Fiscal Impact:☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

A significant number of water heaters and water softeners are installed in the City without the benefit of permits or inspections. This bill is intended to address that problem and reduce the number of unapproved installations by allowing contractors who have attended a City course on installation to verify the installation of water heaters and water softeners in lieu of the traditional permit and inspection program.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2005-20

MOTION:

COUNCILWOMAN TARKANIAN recommended Bill No. 2005-20 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILMAN WOLFSON declared the Public Hearing open.

PAUL WILKINS, Director of Building and Safety, explained that this will fix a problem with water heaters being replaced in existing homes. Currently, the Code requires an inspection, which is burdensome on the homeowner and contractor. This innovative alternative is to train and certify plumbers to inspect at the time of the installation, and then report monthly or quarterly and pay the pertinent fees to the City.

DAVE BOLT, owner of Done Right Plumbing and President of Plumbing/Mechanical Association, KENNY CHRISTIAN, Quality Assurance representative for Interstate Plumbing and Air, DOUG WILLIAMS, The Plumber Inc., RICHARD KREZETSKI, owner of Universal Plumbing and Heating Company, ARTHUR WHITE, owner of Lakewood Plumbing, Aqua Plumbing and Railroad Plumbing, CRYSTAL JOHNSON, State Executive Director for Plumbing and Mechanical Contractors Association, SHAWN BUTTER, owner of Butter Plumbing, and JOE CASSARO, AA Cassaro Plumbing, all spoke in support of the bill. This allows a savings of money, time and effort for the

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MINUTES - Continued:

homeowner and contractor and will also generate a lot of income for the City. It will also help people conform to the law.

No one appeared in opposition.

COUNCILMAN WOLFSON declared the Public Hearing closed.

(4:07 - 4:12)

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AGENDA SUMMARY PAGE
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DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐ **CONSENT**☒ **DISCUSSION****SUBJECT:**

NEW BILL:

Bill No. 2005-21 - Amends the City's Fire Code to require the installation of automatic sprinkler systems in existing residential board and care facilities. Proposed by: David L. Washington, Chief, Department of Fire and Rescue

Fiscal Impact:☒ **X****No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This bill will require the installation of automatic sprinkler systems in existing residential board and care facilities. The bill is in response to a fire event last year, in which two persons died in a board and care facility that was not equipped with sprinklers. The bill will allow such facilities a reasonable period of time, up to January 1, 2006, to make the installation. In accordance with State law, a business impact statement has been prepared for this bill, and approval to proceed has been granted by the State Board of Examiners.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2005-21

MOTION:

COUNCILWOMAN TARKANIAN recommended Bill No. 2005-21 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILMAN WOLFSON declared the Public Hearing open.

DEPUTY FIRE MARSHAL ROBERT FASH, Las Vegas Fire and Rescue, stated that residential board and care facilities are more commonly known as group care homes. They house the elderly in a smaller, residential type setting with graduated levels of care. There are currently 73 such facilities within the City. In March 2004, two people died in a fire because there were no sprinklers. Ironically, a contractor was on site at the facility the day of the fire, but the sprinklers were not installed in time. State law requires new facilities include sprinklers. This will address the five or six group care homes that do not meet that requirement. All the facilities were notified of this bill and the City held informational meetings that were attended by four of the impacted facilities. The greatest concern for the operators is the cost, which is estimated at \$4 per square foot. Operators will have until January 1st to come into compliance.

No one appeared in opposition.

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MINUTES - Continued:

COUNCILMAN WOLFSON declared the Public Hearing closed.

(4:12 - 4:17)

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DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-22 - Amends the City's Fire Code to update fire protection requirements for certain structures and occupancies. Proposed by: David L. Washington, Chief, Department of Fire and Rescue

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will update fire protection requirements for facilities providing board and care, for condominiums, and for certain high-rise structures. The updates are intended to conform to State-law requirements and to address current trends in condominium development and high-rise residential development.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2005-22

MOTION:

COUNCILWOMAN TARKANIAN recommended Bill No. 2005-22 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILMAN WOLFSON declared the Public Hearing open.

DEPUTY FIRE MARSHAL ROBERT FASH, Las Vegas Fire and Rescue, stated that this bill addresses situations and challenges with fire suppression and evacuation associated with high-rise condominiums. The Code has been modified to expand beyond apartments to add condominiums as well. Structures over 250 feet or 25-stories will require a redundant fire pump. Provision is made for enhanced communication systems within the facility. All these measures provide better fire protection for the residents.

No one appeared in opposition.

COUNCILMAN WOLFSON declared the Public Hearing closed.

(4:17 - 4:19)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 19, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-23 - Levies Assessment for Special Improvement District No. 1501 - Downtown Street Rehabilitation Phase III (District boundaries are Fremont Street on the north, 15th Street on the east, Charleston Boulevard on the south and 13th Street on the west. Sponsored by: Step Requirement

Fiscal Impact:

☐

No Impact

Amount:

\$58,767.02

☒

Budget Funds Available

Dept./Division:

Public Works/SID

☐

Augmentation Required

Funding Source:

Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Construction and installation of streetlights. The District boundaries are Fremont Street on the north, 15th Street on the east, Charleston Boulevard on the south and 13th Street on the west. The assessments will be paid over a 5-year period.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing, and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2005-23

MOTION:

COUNCILWOMAN TARKANIAN recommended Bill No. 2005-23 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILMAN WOLFSON declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED outlined this routine ordinance. MIKE THOMPSON, Supervisor, Special Improvement District Section, was present.

No one appeared in opposition.

COUNCILMAN WOLFSON declared the Public Hearing closed.

(4:19 - 4:20)

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AGENDA SUMMARY PAGE

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CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

MINUTES:

None.

(4:20)

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THE MEETING ADJOURNED AT 4:20 P.M.

Respectfully submitted:

GABRIELA PORTILLO-BRENNER, DEPUTY CITY CLERK

April 20, 2005